

**STATE OF ILLINOIS  
ILLINOIS COMMERCE COMMISSION**

In the matter of XO Illinois, Inc.	)	
Petition for Arbitration pursuant to	)	
Section 252 (b) of the Telecommunications	)	Docket No. 01-0466
Act of 1996 to establish an Interconnection	)	
Agreement with Illinois Bell Telephone	)	
Company d/b/a Ameritech Illinois	)	
	)	

**MOTION TO TAKE ADMINISTRATIVE NOTICE OF AMERITECH  
OPPOSITION**

Now Comes XO Illinois, Inc., (“XO”) by its attorneys, and pursuant to Section 200.640 of the Illinois Commerce Commission’s Rules of Practice, respectfully requests the Administrative Law Judge to take administrative notice of the Ameritech’s Verified Opposition to Request for Emergency Relief, in ICC Docket 01-0572 (“Ameritech Opposition”). A copy of the Ameritech’s Opposition (minus the attachments, which are not relevant to the issues in this case) is attached as Exhibit B. XO requests that Exhibit B be included as part of the record of this proceeding pursuant to administrative notice. In support of this motion, XO states as follows:

1. Section 200.640(2) of the Commission’s Rules authorizes the Administrative Law Judge or the Commission to take administrative notice of pleadings made in docketed Commission proceedings.
2. One of the issues raised in the Initial Brief of Ameritech is the procedure to be used for obtaining review of Ameritech’s refusal to allow a carrier to opt-into a provision of an existing interconnection agreement pursuant to Section 252(i) of the Federal Telecommunications Act of 1996.

3. On August 30, 2001, Ameritech, filed Ameritech's Opposition in *Illinois Intranetworks, Inc. v. Illinois Bell Telephone Company*, ICC Docket 01-0572, which is a Commission proceeding that addresses an issue similar to the one raised by Ameritech in its Initial Brief.
4. Ameritech's Opposition sheds additional light on the arguments made by Ameritech in this proceeding.
5. This information could not have been presented prior to the close of the record on August 22, 2001, because Ameritech's Opposition was filed on August 30, 2001.
6. This motion and a copy of the Ameritech's Opposition have been provided to all parties of record in this proceeding.

WHEREFORE XO Illinois, Inc. prays that the Administrative Law Judge take Administrative Notice of Exhibit B and that it be included in the record.

Dated: September 11, 2001

Respectfully submitted,  
XO ILLINOIS, INC.

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